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for form 1449/PTO **Application Number** 10/623,034 INFORMATION DISCLOSURE Filing Date 7/18/03 STATEMENT BY APPLICANT First Named Inventor Fogel Art Unit 2673 (Use as many sheets as necessary) Examiner Name Unknown Attorney Docket Number Sheat 1 of 1 Digenetics-001

		NON PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No.1	include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²	
Jm R		FOGEL, DAVID, declaration, August 4, 2004, 4 pages plus Exhibits A, B, C, D, E, F, G, H.		
JMR	ئنه ا	"Evolutionary Checkers starring Blondle 24: Checkers with an Attitude!", product brochure, December 20, 2001, 1 page, Digenetics, San Diego, (Exhibit A of Fogel Declaration).	1	
JMR	_	"Digital Strip Poker", screen shot, 1999, 1 page, Slickrock Software (www.slickrocksoftware.com), (Exhibit B of Foget Declaration).		
JMR	_	"Digital Strip Poker", screen shot, 1999, 1 page, Slickrock Software (www.slickrocksoftware.com), (Exhibit C of Fogel Declaration).		
JMR		"Virtual Sex with Nikki Tyler", DVD Cover (front and back), 1999, 1 page, Digital Playground, Chatsworth, (Exhibit D of Fogel Declaration).		
JMR	ئب	"Virtual Sex with Nikki Tyler", 1999, page from instruction guide, Digital Playground, Chatsworth, (Exhibit E of Fogel Declaration).		
JMR	_	"Virtual Sex with Nikki Tyler", 1999, page from instruction guide, Digital Playground, Chatsworth, (Exhibit F of Fogel Declaration).		
JMR		"My Plaything" (Sylvia Saint), screen shot, 1 page, Digital Sin, Chatsworth (www.digitalsindvd.com), (Exhibit G of Fogel Declaration).		
JMR	"My Plaything" (Sylvia Saint), screen shot, 1 page, Digital Sin, Chatsworth (www.digitalsindvd.com), (Exhibit H of Fogel Declaration).			

Examiner	1 ampli	Date	9/21/2005
Signature	Jason MRofto	Considered	8/31/2005

"EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not

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Applicant is unique distion designation number (optional). 2 Applicant is to place a check mark here if English language Translation is situated.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is administrated to take 2 hours to complete, including epithering, preparing, and submitting the completed application form to the USPTO. There will very depending upon the included as Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Crief Information Officer, U.S. Petent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patenta, P.O. Box 1450, Alexandria, VA 22313-1450.